

Bereskin & Parr
INTELLECTUAL PROPERTY LAW

Appl. No	:	09/899,552	Confirmation No. 7030
Applicant	:	Wagter-Lesperance, et al.	
Filed	:	July 6, 2001	
Title	:	METHOD OF IDENTIFYING HIGH IMMUNE RESPONSE ANIMALS	
TC./A.U.	:	1644	
Examiner	:	Patrick Nolan	
Docket No.	:	6580-239	
Customer No.	:	001059	

November 30, 2005

By Facsimile

Honorable Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

TERMINAL DISCLAIMER TO OBViate A DOUBLE PATENTING REJECTION

University of Guelph, Business Development Office, Unit 4, 130 Research Lane, Guelph, Ontario, N1G 5G3, Canada is the owner of the entire right, title and interest in (1) U.S. Patent Application Serial No. 09/899,552, filed on July 6, 2001 entitled "METHOD OF IDENTIFYING HIGH IMMUNE RESPONSE ANIMALS" and (2) U.S. Patent No. 6287564, issued on September 11, 2004 and entitled "METHOD OF IDENTIFYING HIGH IMMUNE RESPONSE ANIMALS", by virtue of an assignment filed on June 19, 2001 recorded on Reel 01914 and Frame 0565 at the United States Patent Office.

University of Guelph, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6287564 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6287564, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor, or assigns.

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In making the above disclaimer, the University of Guelph does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term of United States Patent No. 6287564, as presently shortened by any terminal disclaimer; in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an agent of record in the application.

Respectfully submitted,

LAURAIN WAGTER-LESPERANGE et al



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